



DECLARATION FOR PATENT APPLICATION

RECEIVED

APR 09 2001

OFFICE OF PETITIONS

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled ***System and Method for Auto-Configuration of a DSL Modem***, the specification of which

[] is attached hereto.

[x] was filed on September 22, 2000 as Application Serial No. 09/668,623
and was amended on _____. (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

(Number)

(Country)

(Date Filed)

Yes

No []

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)



Express Mail No. EL 451 596 512 US

RECORDATION FORM COVER SHEET

PATENTS ONLY

Attorney Docket Number 10547-011-999

TO THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS
Box Assignment
Washington, DC 20231

Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Christopher S. Hagler

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: 1/12/01

2. Name and address of receiving party(ies):

Name: Telocity Delaware, Inc.

Address: 10355 N. De Anza Blvd.

Cupertino, CA 95014-2027

Country (if other than USA): _____

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s) 09/668,623

B. Patent No.(s) _____

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Dion M. Bregman
PENNIE & EDMONDS LLP
3300 Hillview Avenue
Palo Alto, CA 94304

6. Number of applications and patents involved: 1

7. Total fee (37 CFR 3.41):\$ 40.00
Please charge to the deposit account listed in Section 8.

8. Deposit account number:
16-1150 (order no. 10547-011-999)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Dion M. Bregman
for Thomas D. Kohler
Name of Person Signing

45,645
32,797
Reg. No.

April 3, 2001

Date

Total number of pages including cover sheet:

2

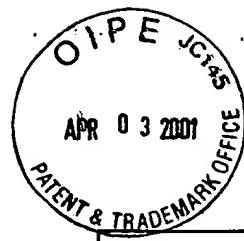
Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents & Trademarks, Box Assignment
Washington, D.C. 20231

04/03/2001 ONEWAY 00000004 101150 05603623

05 FC:531

40.00 CH



Express Mail No. EL 451 596 512 US

RECORDATION FORM COVER SHEET

PATENTS ONLY

Attorney Docket Number 10547-011-999

TO THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS
Box Assignment
Washington, DC 20231

Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Christopher S. Hagler

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: 1/12/01

2. Name and address of receiving party(ies):

Name: Telocity Delaware, Inc.

Address: 10355 N. De Anza Blvd.

Cupertino, CA 95014-2027

Country (if other than USA): _____

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s) 09/668,623

B. Patent No.(s) _____

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Dion M. Bregman
PENNIE & EDMONDS LLP
3300 Hillview Avenue
Palo Alto, CA 94304

6. Number of applications and patents involved: 1

7. Total fee (37 CFR 3.41):\$ 40.00
Please charge to the deposit account listed in Section 8.

8. Deposit account number:
16-1150 (order no. 10547-011-999)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Dion M. Bregman
for Thomas D. Kohler
Name of Person Signing

45,645
32,797
Reg. No.

Signature

April 3, 2001

Date

Total number of pages including cover sheet:

2

ASSIGNMENT

WHEREAS WE, Christopher S. Hagler of Belmont, California and Adam Powers of Santa Clara, California have invented certain new and useful improvements in a **System and Method for Auto-Configuration of a DSL Modem**, for which invention we have executed an application for Letters Patent of the United States and which application may be identified in the United States Patent and Trademark Office as Serial No. 09/668,623, filed September 22, 2000; and

Whereas, **Telocity Delaware, Inc.**, a corporation of the State of **Delaware**, having its principal place of business at **10355 N. De Anza Blvd., Cupertino, CA 95014-2027** (hereinafter referred to as assignee) is desirous of acquiring the entire right, title, and interest in and to said invention, said application and the Letters Patent to be obtained therefore;

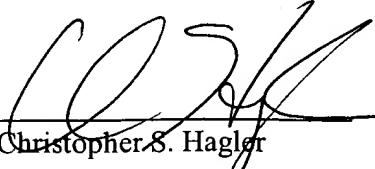
Now, therefore, for and in consideration of One Dollar and other good and valuable considerations, to us in hand paid, the receipt and sufficiency whereof are hereby acknowledged, we have sold assigned, and set over and by these presents do hereby sell, assign, and set over unto said assignee and said assignee's legal representatives, successors and assigns, the entire right, title, and interest in and to said invention, said application, and the Letters Patent, both foreign and domestic, that may or shall issue thereon; and we do hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to the above-mentioned assignee agreeably with the terms of this assignment.

We hereby authorize the above-mentioned assignee or its legal representative to insert in this instrument the filing date and serial number of our said application or any other information that may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

Upon said consideration, we convey to said assignee the right to make application in its own behalf for protection of said invention in countries foreign to the United States and where expedient to claim under the International Convention or other international arrangement for any such application the date of said United States application (or other application if any there be) in priority to other applications; and we do hereby covenant and agree with the said assignee that we will not execute any writing or do any act whatsoever conflicting with these presents, and that we will at any time upon request, without further or additional consideration, but at the expense of the said assignee, execute such additional assignments and other writings and do such additional acts as said assignee may deem necessary or desirable to perfect the assignee's enjoyment of this grant, and render all necessary assistance in making application for and obtaining original, divisional renewal, reissued or extended Letters Patent of the United States or of any and all foreign countries on said invention, and in enforcing any rights or chose in action accruing as a result of such application or patents, by giving testimony in any proceedings or transactions involving such applications or patents, and by executing preliminary statements and other affidavits, it being understood that the foregoing covenant and agreement shall bind, and inure to the benefit of the assigns and legal representatives of both parties.

Date: 1/12/2001

By: _____


Christopher S. Hagler

Date: _____

By: _____

Adam Powers